



**Service of Process  
Transmittal**

03/24/2020

CT Log Number 537446222

**TO:** KIM LUNDY SERVICE OF PROCESS  
WALMART INC.  
702 SW 8TH ST  
BENTONVILLE, AR 72716-6209

**RE: Process Served in Louisiana**

**FOR:** WALMART INC. (Domestic State: DE)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** Ellis Tessie, Pltf. vs. Walmart, Inc. and ABC Insurance Company, Dfts.  
*Name discrepancy noted.*

**DOCUMENT(S) SERVED:** \*

**COURT/AGENCY:** \*, \*  
,  
Case # 267728

**NATURE OF ACTION:** Personal Injury - Failure to Maintain Premises in a Safe Condition - \*

**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Baton Rouge, LA

**DATE AND HOUR OF SERVICE:** By Process Server on 03/24/2020 at 10:00

**JURISDICTION SERVED :** Louisiana

**APPEARANCE OR ANSWER DUE:** \*

**ATTORNEY(S) / SENDER(S):** \*, \*  
, \*\*

**ACTION ITEMS:** CT has retained the current log, Retain Date: 03/26/2020, Expected Purge Date:  
03/31/2020  
  
Image SOP  
  
Email Notification, KIM LUNDY SERVICE OF PROCESS ctlawsuits@walmartlegal.com

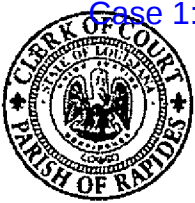
**SIGNED:** C T Corporation System  
**ADDRESS:** 1999 Bryan St Ste 900  
Dallas, TX 75201-3140

**For Questions:** 877-564-7529  
MajorAccountTeam2@wolterskluwer.com

Page 1 of 1 / MD

Information displayed on this transmittal is for CT Corporation's record keeping purposes only and is provided to the recipient for quick reference. This information does not constitute a legal opinion as to the nature of action, the amount of damages, the answer date, or any information contained in the documents themselves. Recipient is responsible for interpreting said documents and for taking appropriate action. Signatures on certified mail receipts confirm receipt of package only, not contents.

Ellis, Tessie  
Walmart Exhibit A



# ROBIN L. HOOTER

CLERK OF COURT ♣ RAPIDES PARISH

701 Murray Street, Suite 102, Alexandria, Louisiana 71301

Phone (318) 473-8153

Fax (318) 473-4667  
www.rapidesclerk.org

Civil Fax (318) 487-9361

CITATION

NO. 267,728 F

TESSIE ELLIS  
VERSUS  
WALMART INC

|| NINTH JUDICIAL DISTRICT COURT  
|| PARISH OF RAPIDES  
|| STATE OF LOUISIANA

TO: WALMART INC  
THRU CT CORPORATION SYSTEM 3867 PLAZA TOWER DR  
BATON ROUGE LA 70816-0000  
EAST BATON ROUGE PARISH

YOU ARE HEREBY SUMMONED TO COMPLY WITH THE DEMAND CONTAINED IN THE PLEADING(S) FILED IN THE ABOVE ENTITLED AND NUMBERED CAUSE, A DULY CERTIFIED COPY IS ATTACHED AND TO BE SERVED, OR FILE YOUR ANSWER OR OTHER PLEADINGS IN THE OFFICE OF THE CLERK OF THE NINTH JUDICIAL DISTRICT COURT, RAPIDES PARISH, CITY OF ALEXANDRIA, WITHIN FIFTEEN(15) DAYS AFTER SERVICE HEREOF. YOU MAY FILE YOUR WRITTEN ANSWER OR PLEADING IN PERSON OR BY MAIL. IF YOU FILE BY MAIL, THE PLEADING MUST BE RECEIVED BY THE 15TH DAY. YOUR FAILURE TO COMPLY WILL SUBJECT YOU TO THE PENALTY OF ENTRY OF DEFAULT JUDGMENT AGAINST YOU.

WITNESS THE HONORABLES, THE JUDGES OF SAID COURT, AT ALEXANDRIA, LOUISIANA,  
THIS 18TH DAY OF MARCH, 2020.

THE FOLLOWING PLEADINGS ARE ATTACHED FOR SERVICE: PETITION.

JEANNE K DEMAREST  
909 POYDRAS STREET SU  
NEW ORLEANS LA 70112-0000  
Filing Attorney

ROBIN L. HOOTER  
Clerk of Court

BY   
Deputy Clerk of Court

SHERIFF STAMP BELOW  
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0245536

019

9<sup>th</sup> JUDICIAL DISTRICT COURT FOR THE PARISH OF RAPIDES

STATE OF LOUISIANA

NO.: 267,728

DIVISION: P

TESSIE ELLIS

VERSUS

WALMART, INC. AND ABC INSURANCE COMPANY

FILED: \_\_\_\_\_  
DEPUTY CLERK

PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel comes Petitioner, TESSIE ELLIS, (hereinafter sometimes referred to "PETITIONER"), a person of the full age of majority and domiciled in Alexandria, Louisiana., who respectfully represents the following:

I.

The following named parties are made defendants herein, to-wit:

1. ABC INSURANCE COMPANY, a foreign insurance company authorized to do and doing business in the State of Louisiana;

2. WALMART, INC., a foreign corporation authorized to do and doing business in the State of Louisiana.

II.

The above - named defendants are responsible and liable jointly, severally, solidary and vicariously to petitioner because of the following:

III.

This action results from an incident occurring in Alexandria, Louisiana on or about June 26, 2019.

IV.

Petitioner, **TESSIE ELLIS**, was a guest patron and invitee of Walmart, Inc. (Store # 0539) located at 2050 N. Mall Dr. Alexandria, Louisiana, an area within the jurisdiction of this Court.

V.

While doing some routine shopping at **WALMART, INC.**, **TESSIE EILLIS** was walking through the produce section when suddenly and without warning, she slipped and fell due to an unknown substance on the floor, which resulted in personal and bodily injuries to the Petitioner.

VI.

As a result of the above accident, petitioner, **TESSIE EILLIS**, suffered and continues to suffer multiple personal, psychological and emotional injuries of a past, present and continuing nature.

VII.

Petitioner, **TESSIE EILLIS**, has undergone medical treatment since the incident and will undergo further medical treatment. Petitioner was and still is limited from her normal activities as a result of the accident.

VIII.

The sole and proximate cause of the injuries and damages sustained by petitioner was the joint, concurrent, successive, solidary and/or several negligence of the defendant(s), **ABC INSURANCE COMPANY AND WALMART, INC** and/or the negligence of his/its agents and employees for whom he/it is vicariously liable, which negligence consisted of the following acts and/or omissions, to-wit:

- a. failure to safeguard the premises to protect plaintiff as a business invitee against the possibility of falling;
- b. failure to discover and correct dangerous conditions existing on the premises;
- c. failure to inspect the premises for dangerous conditions, foreign substances and/or other unsafe conditions on the

premises; and

- d. other negligence which may be proven at trial of this matter.

IX.

**TESSIE ELLIS** itemizes the damages to which she is entitled as a result of the accident and injury proximately caused by the above described negligence of defendant(s) as follows, to-wit:

- (a) Past physical pain, suffering and discomfort
- (a) Past mental anguish, aggravation and annoyance
- (b) Disability
- (c) Future physical pain, suffering and discomfort
- (d) Future mental anguish, aggravation and annoyance
- (e) Past medical expenses
- (f) Future medical expenses
- (g) Loss of enjoyment of life
- (h) Loss of use/function of parts of body
- (i) Bodily disability
- (j) Impairment of psychological functioning
- (k) Destruction of earning capacity
- (l) Disability from engaging in recreation

X.

**ABC INSURANCE COMPANY** is the unknown liability insurer of defendant, **WALMART, INC.** As unknown insurer of said defendants, **ABC INSURANCE COMPANY** is jointly, severally, solidary and vicariously liable and responsible to petitioner for the negligence and damages set forth above.

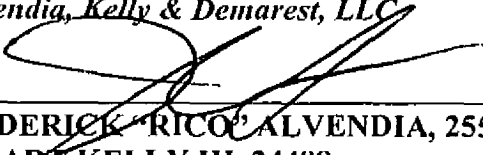
**WHEREFORE**, petitioner prays that defendants be cited and served and that after due

proceedings are had there be judgment in favor of petitioner, **TESSIE ELLIS**, and against the defendants, **ABC INSURANCE COMPANY AND WALMART, INC.**, jointly, severally, solidary and vicariously for such sums as are reasonable in the premises together with legal interest thereon from date of judicial demand until paid and for all costs of these proceedings.

Petitioners further pray for all general and equitable relief.

Respectfully Submitted:

*Alvendi, Kelly & Demarest, LLC*

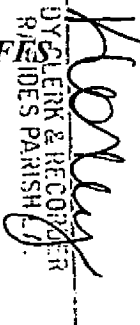
  
RODERICK "RICO" ALVENDIA, 25554  
J. BART KELLY III, 24488  
JEANNE K. DEMAREST, 23032  
CRISTEN MARCOTTE, 34289  
KURT A. OFFNER, 28176  
JOHN ZAZULAK, II, 38452  
JENNIFER KUECHMANN, 36886  
909 Poydras Street, Suite 1625  
New Orleans, Louisiana 70112  
Telephone: (504) 200-0000  
Facsimile: (504) 200-0001


ATTORNEYS FOR PLAINTIFFS

PLEASE SERVE:

**WALMART, INC.**  
Through its registered agent for service of process  
CT Corporation System  
3867 Plaza Tower Dr.  
Baton Rouge, LA 70816

**ABC INSURANCE COMPANY** *(Please hold service)*

FILED & RECORDED  
ROBIN L. HOOTER  
CLERK OF COURT  
2020 MAR 16 PM 1:22  
BY   
DY. CLERK & RECORDER  
RAPIDES PARISH, LA

STATE OF LOUISIANA, PARISH OF RAPIDES  
I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS  
A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE  
AND OF RECORD IN THIS OFFICE.  
IN FAITH, WHEREOF, WITNESS MY HAND AND SEAL OF  
OFFICE, AT ALEXANDRIA, LOUISIANA, THIS 18th  
DAY OF March, A.D., 2020  
BY   
DY. CLERK OF COURT

Ellis, Tessie  
Walmart Exhibit A